

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF MICHIGAN  
SOUTHERN DIVISION

/	:	
IN RE AUTOMOTIVE PARTS	:	Master File No. 12-md-02311
ANTITRUST LITIGATION	:	Honorable Marianne O. Battani
	:	Honorable Mona Majzoub
/	:	
PRODUCT(S):	:	
WIRE HARNESS SYSTEMS	:	
	:	
	:	
THIS DOCUMENT RELATES TO:	:	
AUTOMOBILE DEALER ACTIONS	:	
/	:	

**STIPULATION AND ORDER**

Plaintiffs Martens Cars of Washington, Inc., Landers Auto Group No. 1, Inc., d/b/a Landers Toyota, Hammett Motor Company, Inc, Superstore Automotive, Inc., Lee Pontiac-Oldsmobile-GMC Truck, Inc., Westfield Dodge City, Inc., V.I.P. Motor Cars Ltd. (“Plaintiff V.I.P.”), Desert European Motorcars, Ltd., Landers McLarty Fayetteville TN, LLC, Dale Martens Nissan Subaru, Inc., Green Team of Clay Center Inc., McGrath Automotive Group, Inc., Table Rock Automotive, Inc., d/b/a Todd Archer Hyundai, Archer-Perdue, Inc., d/b/a/ Archer-Perdue Suzuki, Lee’s Summit Chrysler Jeep Dodge, Bonneville and Son, Inc., Holzhauer Auto and Truck Sales, Inc., Pitre, Inc., d/b/a/ Pitre Buick GMC, Patsy Lou Chevrolet, Inc., John Greene Chrysler Dodge Jeep, LLC, SLT Group II, Inc., d/b/a Planet Nissan Subaru of Flagstaff, Herb Hallman Chevrolet, Inc., d/b/a/ Champion Chevrolet, Charles Daher’s Commonwealth Motors, Inc., d/b/a Commonwealth Chevrolet, Commonwealth Kia, Commonwealth Honda,

Commonwealth Volkswagen, Inc., d/b/a Commonwealth Volkswagen, Commonwealth Nissan, Inc., d/b/a Commonwealth Nissan, Ramey Motors, Inc., Thornhill Superstore, Inc., d/b/a Thornhill GM Superstore, Dave Heather Corporation, d/b/a Lakeland Toyota Honda Mazda Subaru, Central Salt Lake Valley GMC Enterprises, LLC, d/b/a Salt Lake Valley Buick GMC, Capitol Chevrolet Cadillac, Inc., Capitol Dealerships, Inc., d/b/a Capitol Toyota, Beck Motors, Inc. (collectively “Plaintiffs in the Automobile Dealer Actions”) and the Undersigned Defendants in the Automobile Dealer Actions, by and through their respective counsel, stipulate and agree as follows:

Plaintiffs in the Automobile Dealer Actions will assert venue in all of the Automobile Dealer Actions only in the Eastern District of Michigan. None of the Undersigned Defendants will be precluded from contesting the applicability of any state law in any transferor district on any ground, including, without limitation, that a defendant lacks sufficient contacts with that state. The Parties to this Stipulation preserve all other applicable rights.

To the extent that any of the cases are not otherwise resolved by the conclusion of pretrial proceedings, Plaintiffs in the Automobile Dealer Actions will consent to the transfer of those cases to the Eastern District of Michigan. Undersigned Defendants in the Automobile Dealer Actions will not contest venue in the Eastern District Of Michigan.

Other defendants in the Automobile Dealer Actions may join this stipulation at a later date provided that they agree to all of its terms.

**SO ORDERED:**

s/Marianne O. Battani  
United States District Judge

**IT IS SO STIPULATED.**

July 11, 2012

/s/ Gerard V. Mantese  
Gerard V. Mantese (P34424)  
David Hansma (P71056)  
Brendan Frey (P70893)  
Joshua Lushnat (P75319)  
MANTESE HONIGMAN ROSSMAN  
AND WILLIAMSON, P.C.  
1361 E. Big Beaver Road  
Troy, MI 48083  
(248) 457-9200 Ext. 203  
gmantese@manteselaw.com  
dhansma@manteselaw.com  
bfrey@manteselaw.com  
jlushnat@manteselaw.com

**AUTOMOBILE DEALER INTERIM LIAISON COUNSEL**

July 11, 2012

Don Barrett  
David McMullan  
Brian Herrington  
BARRETT LAW GROUP, P.A.  
P.O. Box 927  
404 Court Square  
Lexington, MS 39095  
(662) 834-2488  
dbarrett@barrettlawgroup.com  
bherrington@barrettlawgroup.com  
dmcmullan@barrettlawgroup.com

/s/ Jonathan W. Cuneo  
Jonathan W. Cuneo  
Joel Davidow  
Victoria Romanenko  
CUNEY GILBERT & LADUCA, LLP  
507 C Street, N.E.  
Washington, DC 20002  
(202) 789-3960  
jorc@cuneolaw.com  
Vicky@cuneolaw.com

Shawn M. Raiter  
Paul A. Sand  
Larson • King, LLP  
2800 Wells Fargo Place  
30 East Seventh Street  
St. Paul, MN 55101  
(651) 312-6500  
sraiter@larsonking.com  
psand@larsonking.com

**INTERIM LEAD COUNSEL FOR AUTOMOBILE DEALER PLAINTIFFS AND  
PROPOSED CLASS**

LANE POWELL PC

July 11, 2012

By: /s/ Larry S. Gangnes  
Larry S. Gangnes  
LANE POWELL PC  
1420 Fifth Ave., Suite 4100  
Seattle, WA 98101-2338  
Telephone: (206) 223-7000  
Facsimile: (206) 223-7107  
[gangnesl@lanepowell.com](mailto:gangnesl@lanepowell.com)

Craig D. Bachman  
Kenneth R. Davis II  
Masayuki Yamaguchi  
Darin M. Sands  
LANE POWELL PC  
ODS Tower  
601 SW Second Ave., Suite 2100  
Portland, OR 97204-3158  
Telephone: (503) 778-2100  
Facsimile: (503) 778-2200  
[bachmanc@lanepowell.com](mailto:bachmanc@lanepowell.com)  
[davisk@lanepowell.com](mailto:davisk@lanepowell.com)  
[yamaguchim@lanepowell.com](mailto:yamaguchim@lanepowell.com)  
[sandsd@lanepowell.com](mailto:sandsd@lanepowell.com)

Irwin Alterman  
KEMP KLEIN LAW FIRM  
201 W. Big Beaver, Suite 600  
Troy, MI 48084  
248-528-1111  
[irwin.alterman@kkue.com](mailto:irwin.alterman@kkue.com)

*Attorneys for Defendants American Furukawa, Inc.  
and Furukawa Electric Co., Ltd.*

KERR, RUSSELL AND WEBER, PLC

July 11, 2012

By: /s/ William A. Sankbeil  
William A. Sankbeil (P19882)  
Joanne Geha Swanson (P33594)  
Matthew L. Powell (P69186)  
500 Woodward Avenue, Suite 2500  
Detroit, MI 48226  
(313) 961-0200  
(313) 961-0388 (facsimile)  
wsankbeil@kerr-russell.com  
jswanson@kerr-russell.com  
mpowell@kerr-russel.com

James L. Cooper  
Sonia Kuester Pfaffenroth  
Laura Cofer Taylor  
ARNOLD & PORTER LLP  
555 Twelfth Street NW  
Washington, DC 20004  
(202) 942-5014  
(202) 942-5999-facsimile  
Email: james.cooper@aporter.com

*Attorneys for Defendants Fujikura America, Inc.,  
and Fujikura Ltd.*

SMITH, GAMBRELL & RUSSELL, LLP

July 11, 2012

By: /s/ Wm. Parker Sanders  
Wm. Parker Sanders (Georgia Bar No. 626020)  
Promenade II, Suite 3100  
1230 Peachtree Street, N.E.  
Atlanta, Georgia 30309  
(404) 815-3684  
psanders@sgrlaw.com

*Attorney for Defendant Kyungshin-Lear Sales and  
Engineering, LLC*

DYKEMA GOSSETT PLLC

July 11, 2012

By: /s/ Howard B. Iwrey  
Howard B. Iwrey (P39635)  
DYKEMA GOSSETT PLLC  
39577 Woodward Avenue, Suite 300  
Bloomfield Hills, MI 48304  
(248) 203-0526 – Telephone  
hiwrey@dykema.com

Andrew S. Marovitz  
Britt M. Miller  
MAYER BROWN LLP  
71 S. Wacker Drive  
Chicago, IL 60606  
(312) 782-0600 – Telephone  
(312) 701-7711 – Facsimile  
amarovitz@mayerbrown.com  
bmiller@mayerbrown.com

*Attorneys for Defendant Lear Corporation*

GIARMARCO, MULLINS & HORTON, P.C.

July 11, 2012

By: /s/ William H. Horton  
William H. Horton (P31567)  
Giarmarco, Mullins & Horton, P.C.  
101 West Big Beaver Road, Tenth Floor  
Troy, MI 48084-5280  
Phone: 248-457-7060  
bhorton@gmhlaw.com

Marguerite M. Sullivan  
LATHAM & WATKINS LLP  
555 Eleventh Street NW, Suite 1000  
Washington, DC 20004  
Tel.: 202-637-2200  
Fax: 202-637-2201  
Maggy.sullivan@lw.com

*Attorneys for Defendants Sumitomo Electric Industries, Ltd., Sumitomo Electric Wiring Systems, Inc., Sumitomo Electric Wintec America, Inc., Sumitomo Wiring Systems (U.S.A.) Inc., Sumitomo Wiring Systems, Ltd., and K&S Wiring Systems, Inc.*

BUTZEL LONG

July 11, 2012

By: /s/ David F. DuMouchel  
David F. DuMouchel  
George B. Donnini  
150 West Jefferson, Suite 100  
Detroit, MI 48226  
Tel: 313-225-7000  
dumouchd@butzel.com  
donnini@butzel.com

W. Todd Miller  
BAKER & MILLER PLLC  
2401 Pennsylvania Ave., NW, Suite 300  
Washington, DC 20037  
Tel: 202-663-7820  
TMiller@bakerandmiller.com

*Attorneys for Defendant TRAM, Inc.*

JONES DAY

July 11, 2012

By: /s/ John M. Majoras  
John M. Majoras  
Carmen G. McLean  
JONES DAY  
51 Louisiana Ave. N.W.  
Washington, D.C. 20001-2113  
Tel. (202) 879-3939  
Fax (202) 626-1700  
jmmajoras@jonesday.com  
cgmclean@jonesday.com

Michelle K. Fischer  
Stephen J. Squeri  
JONES DAY  
North Point  
901 Lakeside Avenue  
Cleveland, OH 44114  
Tel. (216) 586-3939  
Fax (216) 579-0212  
mfischer@jonesday.com  
sjsqueri@jonesday.com

*Attorneys for Defendant  
Yazaki North America, Inc.*